GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Service — Agricultural Marketing Department — Departmental Proceeding against Sri Gonavath Chinna Naik, Special Grade Secretary, Agricultural Market Committee, Addanki, Prakasam District under the Rule 172 of Andhra Pradesh(Agricultural Produce & Livestock) Markets Rules, 1969 — Articles of Charges — Issued.

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AGRICULTURE AND CO-OPERATION (VIG-II) DEPARTMENT

G.O.RT.No. 128 Dated: 08-03-2018

Read the following:-

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ORDER:-

1. It is proposed to hold an enquiry against the said Sri Gonavath Chinna Naik, Special Grade Secretary, Agricultural Market Committee, Addanki, Prakasam District in accordance with the procedure laid down in Rule 172 of Andhra Pradesh(Agricultural Produce & Livestock) Markets Rules, 1969.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Article of Charges (Annexure-I). A list of documents by which and a list of witnesses by whom the article of charges are proposed to be sustained are also enclosed (Annexure-II & III).

3. Sri Gonavath Chinna Naik, Special Grade Secretary, Agricultural Market Committee, Addanki, Prakasam District is directed to submit within 15 days of the receipt of this orders, a written statement of his defense.

4. Sri Gonavath Chinna Naik, Special Grade Secretary, Agricultural Market Committee, Addanki, Prakasam District is further informed that, an enquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny the article of charge.

5. Sri Gonavath Chinna Naik, Special Grade Secretary, Agricultural Market Committee, Addanki Prakasam District is further informed that, if he does not submit his written statement of defence on or before the sate specified in Para (3) above or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provisions of Rule 172 of Andhra Pradesh(Agricultural Produce & Livestock) Markets Rules, 1969 or the order/ directions issued in pursuance of the said rules, the inquiry authority may hold the inquiry against him exparte and further action will be proceeded based on the material available.

6. Sri Gonavath Chinna Naik, Special Grade Secretary, Agricultural Market Committee, Addanki, Prakasam District is invited to Rule 24 of the Andhra Pradesh Civil Services(Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to hear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that Sri Gonavath Chinna Naik while functioning as a Special Grade Secretary in Agricultural Market Committee, Addanki of Prakasam district is aware of such representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Service(Conduct) Rules, 1964.

P.T.O.

7. The receipt of the charge memo may be acknowledged.

(BY THE ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri Gonavath Chinna Naik, Special Grade Secretary, Agricultural Market Committee, Addanki Prakasam District(Through: Special Commissioner & Director of Agricultural Marketing, A.P., Guntur.
The Special Commissioner & Director of Agricultural Marketing, A.P., Guntur(with a request to serve the copy and send dated acknowledgment)
SF/SC.

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ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI GONAVATH. CHINNA NAIK, SPECIAL GRADE SECRETARY, AGRICULTURAL MARKET COMMITTEE, ADDANKI PRAKASAM DISTRICT

Article of Charge:

That Sri Gonavath Chinna Naik while functioning as a Special Grade Secretary in Agricultural Market Committee, Addanki of Prakasam District during the period from 24.11.2014 to 03.06.2016, committed grave misconduct, in as much as he did not supervise the functioning of the check post under his control properly and gave scope to his subordinates to collect illegal gratification through private persons from the drives of the vehicles laden with agricultural products in the Check post of Agricultural Marketing Committee, Addanki at Muppavaram(v) of J.Pangalur Mandal as being a superior office.

Thus, Sri Gonavath Chinna Naik, by his above mentioned acts, has exhibited lack of integrity, devotion to duty, conduct unbecoming of a Govt. Servant and thereby contravened Rules 3 (1) (2) & (5) of APCS (Conduct) Rules 1964 r/w A.P.(Agriculture Produce & Live Stock)Marketing Rules,1969.

B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

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ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLE OF CHARGES FRAMED AGAINST SRI GONAVATH CHINNA NAIK, SPECIAL GRADE SECRETARY

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Sri Gonavath Chinna Naik, S/o Hanuma Nayak is a native of Bullupalli Achampet Village, Ardhaveedu Mandal, Prakasam District. His date of birth is 10.06.1959. He joined Govt. Service on 03.02.1979 as a LDC in Marketing Department and later promoted as a Special Grade Secretary and worked as thus in the Agricultural Market Committee, Addanki of Prakasam District during the period from 24.11.2014 to 03.06.2016. His date of retirement on attaining his superannuation is 30.06.2019. He is here-in-after referred to as Government Servant (G.S.).

FACTS AND EVIDENCE:

On receipt of credible information about the corrupt practices in office of O/o. Agricultural Marketing Committee Check-Post, Muppavaram Village, J.Pangalur Mandal, Prakasam District, a surprise check was conducted on the night of 03.06.2016 from 09.30 p.m. to 01.00 a.m. (on 04.06.2016) by the officials of the Anti-Corruption Bureau, Ongole in the presence of two mediators and found the following irregularities with the Government Servant.

During the Surprise Check, it was found that the Government servant kept an unauthorized person viz. Dhulipala Avinash S/o Nageswara Rao, 26 yrs, Kamma, Kondamanjulur (V), J.Pangalur mandal in the check post and was collecting amounts illegally(mamools) from the vehicles laden with Agricultural products through the said private person. An amount of Rs.860/- so collected by the unauthorized person was seized from him on the intervening night of 3/4-06-16 and the Government servant failed to account for the said cash.

Thus the evidence collected during the course of investigation, reveals that his (Government Servant) subordinate Sri Mullapaudi Satyanarayana by misusing his official position, collected mamools from the vehicles laden with Agricultural products through the said private person.

Thus Sri Gonavath Chinna Naik, by his above mentioned acts, has exhibited lack of integrity, devotion to duty, conduct unbecoming of a Govt. Servant and thereby contravened Rules 3 (1) (2) & (5) of APCS (Conduct) Rules 1964 r/w A.P. (Agriculture Produce Live Stock), Marketing Rules, 1969.

Due to the above facts thus the Government Servant has therefore rendered himself liable for departmental action under major penalty.

B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

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ANNEXURE-III

LIST OF WITNESSES

1) Sri Dasari Venu Gopal S/o Mohana Rao, 46 years, Asst. Registrar, O/o Divisional Co-operative Office, Ongole.

2) Sri Sunkara Thirumala Niadu S/o Koteswara Rao, 37 Years, Senior Inspector, O/o Divisional Co-operative Office, Ongole.

3) Sri Bandari Ganapathi Rao S/o late Badraiah, Kapu by caste, R/o Idapagallu (V), Kankipadu Mandal, Krishna District, driver of mini lorry AP 16W 2693.

4) Dhulipala Avinash S/o Nageswara Rao, 26 yrs, Kamma, Kondamanjulur(V), J.Pangalur Mandal.

5) Sri T.V.V. Pratap Kumar, Inspector of Police, ACB, Ongole.

6) Sri R.V.S.N.Murthy, DSP, ACB, Prakasam District, Ongole.

7) Any other witnesses found relevant will be produced during the enquiry.

B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

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ANNEXURE-IV

LIST OF RECORDS

1. Surprise Check proceedings dated 03/04-06-2016 drafted at Muppavaram Check Post near Bollapalli toll gate, Mupavaram(V) of J.Pangalur Mandal of Prakasam District.

2. Xerox copy of Attendance Register of Agricultural Market Committee, Addanki.

3. Rc.No.174/A/2016, Dt.31.05.2017 of the Asst. Director of Marketing, Ongole pertaining to the Service Particulars of SO Sri Gonavath Chinna Naik.

4. Xerox copy of Cash Book Post of Agricultural Market Committee, Addanki.

5. Xerox copy of Receipt Book No.6 of Agricultural Market Committee, Addanki from Serial.No.271 to 272.

P.T.O.

6. Proceedings of Regional Joint Director of Marketing, Vijayawada, Dt:23.05.2016 regarding formation of vigilance teams to conduct route checks on Subabul /Eukaluptas /Casuarina unauthorized trade.

7. Xerox copy of Permit of minivan (Goods Carriage) Register No. AP 16 W 2693 in favour of Gorrala Naga Sankara Rao, D.No.25-1-3, Seethannapeta, Vijayawada issued by RTA, Vijayawada.

8. Xerox copy of DL of B.Ganapathi S/o Badraiah, D.No.50/28/11, TPT colony, Visakhapatnam.

9. Xerox copy of Receipt of weighing slip of Thirumala Weigh Bridge, Tettu Vigillage, Gudlur Mandal, Prakasam Dist. in favour of AP 16 W 2693, Dt:03.06.2016, times 18.09 to 08.58.

10. Any documents found relevant will be produced during the enquiry.

B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED BY ORDER//

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